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March 26, 2003

TN REGULATORY AUTHORITY
DOCKET ROOM

VIA HAND DELIVERY

Ms. Sara Kyle, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243

Re: *Petition of Tennessee American Water Company to Change and Increase Certain Rates and Charges So As to Permit It to Earn a Fair and Adequate Rate of Return on Its Property Used and Useful In Furnishing Water Service to Its Customers, Docket No. 03-00118.*

Dear Chairman Kyle:

Pursuant to the March 17, 2003 Order on March 12, 2003 Status Conference, enclosed please find the original and 13 copies of the following documents for filing in the above-referenced docket:

1. Request for Discovery from Tennessee American Water Company to Chattanooga Manufacturers Association;
2. Request for Discovery from Tennessee American Water Company to City of Chattanooga, Tennessee; and
3. Request for Discovery from Tennessee American Water Company to Consumer Advocate and Protection Division of the Attorney General for the State of Tennessee.

Also enclosed is an additional copy of each document, which I would appreciate your stamping as "filed," and returning to me by way of our courier.

Should you have any questions with respect to this filing, please do not hesitate to contact me at the telephone number listed above.

Very truly yours,

R. Dale Grimes
R. Dale Grimes

RDG/gci

Enclosures

cc: Certificate of Service List
Mr. William F. L'Ecyer
T.G. Pappas, Esq.
George Masterson, Esq.

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

RECEIVED

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IN RE:

PETITION OF TENNESSEE AMERICAN
WATER COMPANY TO CHANGE AND
INCREASE CERTAIN RATES AND
CHARGES SO AS TO PERMIT IT TO
EARN A FAIR AND ADEQUATE RATE
OF RETURN ON ITS PROPERTY USED
AND USEFUL IN FURNISHING WATER
SERVICE TO ITS CUSTOMERS

Docket No. 03-00118

TENNESSEE REGULATORY AUTHORITY
DOCKET ROOM

**REQUEST FOR DISCOVERY FROM TENNESSEE AMERICAN WATER COMPANY
TO CONSUMER ADVOCATE AND PROTECTION DIVISION OF THE ATTORNEY
GENERAL FOR THE STATE OF TENNESSEE**

Petitioner Tennessee American Water Company ("Petitioner" or "TAWC") serves these Discovery Requests on the Consumer Advocate and Protection Division of the Attorney General for the State of Tennessee ("CAPD"), and asks that CAPD provide responses to each request separately, fully, and in writing. CAPD is also called upon to produce all documents and evidence requested herein. Furthermore, CAPD is called upon to fulfill its duty to supplement its answers as far in advance of the beginning of any hearing as is reasonably possible if it is learned that any response is in any material respect incomplete, incorrect or has changed.

In these discovery requests, the terms "document" or "documents" or "documentation" refers to all written, reported, recorded or graphic matter (including all drafts, originals and nonconforming copies that contain deletions, insertions, handwritten notes or comments, and the like) however produced or reproduced to any tangible or intangible, permanent or temporary record and, without limitation, shall include the following: all letters, correspondence, records of conferences or meetings, memoranda, notes, printed electronic mail ("e-mail"), telegrams, telephone logs, teletypes, telexes, banking records, notices of wire transfer of funds, canceled

checks, books of account, budgets, financial records, contracts, agreements, invoices, speeches, transcripts, depositions, press releases, affidavits, communications with government bodies, interoffice communications, working papers, newspaper or magazine articles, computer data, tax returns, vouchers, papers similar to any of the foregoing, and any other writings of every kind and description (whether or not actually used) and any other records from which information can be obtained and translated into reasonably usable form, including without limitation, e-mail, voice recordings, video and audio recordings, photographs, films, tapes and other data compilations.

DISCOVERY REQUEST NO. 1:

State in detail the legal and factual basis for any objection or opposition CAPD has with respect to any aspect of the rate increase requested by TAWC in this docket.

RESPONSE:

DISCOVERY REQUEST NO. 2:

Identify each person whom you expect to call as an expert witness at any hearing in this docket, and for each such expert witness:

- (a) identify the field in which the witness is to be offered as an expert;
- (b) provide complete background information, including the expert's current employer as well as his or her educational, professional and employment history, and qualifications within the field in which the witness is expected to testify, and identify all publications written or presentations presented in whole or in part by the witness;

- (c) provide the grounds (including without limitation any factual bases) for the opinions to which the witness is expected to testify, and provide a summary of the grounds for each such opinion;
- (d) identify any matter in which the expert has testified (through deposition or otherwise) by specifying the name, docket number and forum of each case, the dates of the prior testimony and the subject of the prior testimony, and identify the transcripts of any such testimony;
- (e) identify for each such expert any person whom the expert consulted or otherwise communicated with in connection with his expected testimony;
- (f) identify the terms of the retention or engagement of each expert including but not limited to the terms of any retention or engagement letters or agreements relating to his/her engagement, testimony, and opinions as well as the compensation to be paid for the testimony and opinions;
- (g) identify all documents or things shown to, delivered to, received from, relied upon, or prepared by any expert witness, which are related to the witness(es)' expected testimony in this case, whether or not such documents are supportive of such testimony, including without limitation all documents or things provided to that expert for review in connection with testimony and opinions; and
- (h) identify any exhibits to be used as a summary of or support for the testimony or opinions provided by the expert.

RESPONSE:

DISCOVERY REQUEST NO. 3:

Please produce copies of any and all documents referred to or relied upon in responding to TAWC's discovery requests.

RESPONSE:

DISCOVERY REQUEST NO. 4:

Please provide all material provided to, reviewed by or produced by any expert or consultant retained by CAPD to testify or to provide information from which another expert will testify concerning this case.

RESPONSE:

DISCOVERY REQUEST NO. 5:

Please produce all work papers of any of CAPD's proposed experts, including but not limited to file notes, chart notes, tests, test results, interview and/or consult notes and all other file documentation that any of CAPD's expert witnesses in any way used, created, generated or consulted by any of CAPD's expert witnesses in connection with the evaluation, conclusions and opinion in the captioned matter.

RESPONSE:

DISCOVERY REQUEST NO. 6:

Please produce a copy of all trade articles, journals, treatises and publications of any kind in any way utilized or relied upon by any of CAPD's proposed expert witnesses in evaluating, reaching conclusions or formulating an opinion in the captioned matter.

RESPONSE:

DISCOVERY REQUEST NO. 7:

Please produce a copy of all documents which relate or pertain to any factual information provided to, gathered by, utilized or relied upon by any of CAPD's proposed expert witnesses in evaluating, reaching conclusions or formulating an opinion in the captioned matter.

RESPONSE:

DISCOVERY REQUEST NO. 8:

Please produce a copy of all articles, journals, books or speeches written by or co-written by any of CAPD's expert witnesses, whether published or not.

RESPONSE:

DISCOVERY REQUEST NO. 9:

Please produce any and all documentation, items, reports, data, communications, and evidence of any kind that CAPD intends to offer as evidence at the hearing or to refer to in any way at the hearing.

RESPONSE:

DISCOVERY REQUEST NO. 10:

Please produce all documents that refer or relate to the subject matter of your response to Discovery Request No. 1.

RESPONSE:

DISCOVERY REQUEST NO. 11:

Please identify by name, address, employer, and current telephone number, all persons having knowledge of the subject matter of your response to Discovery Request No. 1.

RESPONSE:

Respectfully submitted,



T. G. Pappas (#2703)

George H. Masterson (#6241)

R. Dale Grimes (#6223)

BASS, BERRY & SIMS PLC

AmSouth Center

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Nashville, TN 37238-3001

(615) 742-6200

Counsel for Petitioner

Tennessee American Water Company

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Request for Discovery from Tennessee American Water Company to Consumer Advocate and Protection Division of the Attorney General for the State of Tennessee has been served via the method(s) indicates, on this the 26th day of March, 2003, upon the following:

<input type="checkbox"/> Hand	Michael A. McMahan, Esq.
<input checked="" type="checkbox"/> Mail	Phillip A. Noblett, Esq.
<input type="checkbox"/> Facsimile	Lawrence W. Kelly, Esq.
<input type="checkbox"/> Overnight	Nelson, McMahan & Noblett
	801 Broad Street, Suite 400
	Chattanooga, TN 37402
<input checked="" type="checkbox"/> Hand	Vance L. Broemel, Esq.
<input type="checkbox"/> Mail	Assistant Attorney General
<input type="checkbox"/> Facsimile	Office of the Attorney General
<input type="checkbox"/> Overnight	Consumer Advocate and Protection Division
	P.O. Box 20207
	Nashville, TN 37202
<input checked="" type="checkbox"/> Hand	Henry M. Walker, Esq.
<input type="checkbox"/> Mail	Boult, Cummings, Conners & Berry, PLC
<input type="checkbox"/> Facsimile	414 Union Street, Suite 1600
<input type="checkbox"/> Overnight	Nashville, TN 37219
<input type="checkbox"/> Hand	David C. Higney, Esq.
<input checked="" type="checkbox"/> Mail	Grant, Konvalinka & Harrison, P.C.
<input type="checkbox"/> Facsimile	633 Chestnut Street, 9 th Floor
<input type="checkbox"/> Overnight	Chattanooga, TN 37450

